

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

RALPH “TREY” JOHNSON,
STEPHANIE KERKELES,
CLAUDIA RUIZ,
JACOB WILLEBEEK-LEMAIR,
ALEXA COOKE,
RHESA FOSTER,
ZACHARY HARRIS,
MATTHEW SCHMIDT,
TAMARA SCHOEN STATMAN,
GINA SNYDER, and
LIAM WALSH,
individually and on behalf of all persons
similarly situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION, a/k/a the NCAA, and the
following NCAA Division I Member Schools
as representatives of a Defendant Class of all
private and semi-public NCAA Division I
Member Schools:

CORNELL UNIVERSITY,
FORDHAM UNIVERSITY,
LAFAYETTE COLLEGE,
SACRED HEART UNIVERSITY,
VILLANOVA UNIVERSITY,
UNIVERSITY OF OREGON,
TULANE UNIVERSITY,
UNIVERSITY OF NOTRE DAME,
UNIVERSITY OF ARIZONA,
PURDUE UNIVERSITY,
DUKE UNIVERSITY, and
MARIST COLLEGE,

Defendants.

Case No. 2:19-cv-5230 (JP)

**JOINT STIPULATION
AND
[PROPOSED] ORDER**

WHEREAS, Plaintiffs Ralph “Trey” Johnson, Stephanie Kerkeles, Claudia Ruiz, Jacob Willebeek-Lemair, Alexa Cooke, Rhesa Foster, Zachary Harris, Matthew Schmidt, Tamara Schoen Statman, Gina Snyder, and Liam Walsh (collectively, “Plaintiffs”) filed their Third Amended Complaint on November 4, 2024 (Dkt. No. 134);

WHEREAS, the current deadline for Defendants National Collegiate Athletic Association (“NCAA”), Cornell University, Fordham University, Lafayette College, Sacred Heart University, Villanova University, University of Oregon, Tulane University, University of Notre Dame, University of Arizona, Purdue University, Duke University, and Marist College (collectively, “Defendants”) to file their responses to Plaintiffs’ Third Amended Complaint is February 7, 2025 (*see* Dkt. No. 132);

WHEREAS, counsel for Defendants have advised counsel for Plaintiffs that Defendants intend to file respective Motions to Dismiss in response to Plaintiffs’ Third Amended Complaint;¹

WHEREAS, under the Local Rules of this Court, the current schedule would require Plaintiffs to file their oppositions to Defendants’ Motions to Dismiss by February 21, 2025 (*see* L.R. 7.1(c));

WHEREAS, Plaintiffs and Defendants agree that affording Defendants additional time to file their Motions to Dismiss, and that affording Plaintiffs additional time to file their oppositions to Defendants’ Motions, is desirable for all Parties;

WHEREAS, Defendants anticipate that it will be desirable, and for the Court’s benefit, to file reply briefs to Plaintiffs’ oppositions, and Plaintiffs have no objections thereto;

¹ In joining this stipulation, Defendants expressly preserve all rights, claims, and available defenses. The Parties’ joint stipulation does not constitute any Defendant’s waiver of any right, claim, or available defense, including any and all defenses available under Rule 12 of the Federal Rules of Civil Procedure.

WHEREAS, Plaintiffs anticipate that it may be desirable, and for the Court's benefit, to file sur-reply briefs to Defendants' reply briefs, and Defendants have no objections thereto;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the Parties, that Defendants' time to respond to Plaintiffs' Third Amended Complaint is hereby extended up to and including March 24, 2025, and Plaintiffs' time to oppose Defendants' responses is hereby extended up to and including May 23, 2025. Defendants shall file their reply briefs, if any, on or before July 7, 2025, and Plaintiffs shall file their sur-reply briefs, if any, on or before August 6, 2025.

DATED: January 31, 2025

Respectfully submitted,

/s/ Michael J. Willemin

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the Proposed Indiana Class*

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ORDER

Pursuant to the above stipulation, **IT IS SO ORDERED.**

Dated:

The Honorable John R. Padova
United States District Judge